

US Case 4 -30096/A

DECLARATION AND POWER OF ATTORNEY FOR UNITED STATES PATENT APPLICATION

Original

Supplemental

☐ **Substitute**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a United States patent is sought on the invention entitled

Crystal modification of a N-phenyl-2-pyrimidineamine derivative, processes for its manufacture and its use

the specification of which:

☐ is attached hereto.

☐ was filed on _____ as Application No. _____
(day/month/year)

and, if this box (☐) contains an x

☐ was amended on _____
(day/month/year)

☐ was filed as Patent Cooperation Treaty international Application No.

PCT/EP98/04427 on **16/07/98**
(day/month/year)

and, if this box (☐) contains an **x**

☐ entered the national stage in the United States and was accorded Application No.

and, if this box (☐) contains an x

☐ was amended, subsequent to entry into the national stage, on _____
(day/month/year)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above and, if this application was filed as a Patent Cooperation Treaty international application, by any amendments made during the international stage (including any made under Patent Cooperation Treaty Rule 91, Article 19 and Article 34).

I acknowledge my duty to disclose all information which is known by me to be material to the patentability of this application as defined in 37 C.F.R. § 1.56.

I hereby claim the benefit under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below and under 35 U.S.C. §365(a) of any Patent Cooperation Treaty international application(s) designating at least one country other than the United States listed below and have also listed below any foreign application(s) for patent or inventor's certificate and Patent Cooperation Treaty international application(s) designating at least one country other than the United States for the same subject matter and having a filing date before that of the application the priority of which is claimed for that subject matter:

COUNTRY/REGION (OR P.C.T.)	APPLICATION No.	FILING DATE (day/month/year)	PRIORITY CLAIMED	
CH	1764/97	18/07/97	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			<input type="checkbox"/> Yes	<input type="checkbox"/> No
			<input type="checkbox"/> Yes	<input type="checkbox"/> No
			<input type="checkbox"/> Yes	<input type="checkbox"/> No
			<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. § 119 (e) of any United States provisional application(s) listed below:

APPLICATION NO.	FILING DATE (day/month/year)
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I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and under 35 U.S.C. §365(c) of any Patent Cooperation Treaty international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in said prior application(s) in the manner required by the first paragraph of 35 U.S.C. §112, I acknowledge my duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or Patent Cooperation Treaty international filing date of this application:

United States Application No.	United States Filing Date (day/month/year)	Status (Pending, Abandoned or U.S. Patent No.)	International Application No. and Filing Date
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I hereby appoint the registered practitioners associated with Customer No. 001095, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

If these brackets contain an X [X], I hereby authorize the registered practitioners associated with Customer No. 001095 and any others acting on my behalf to take any action relating to this application based on communications from the Patents and Trademarks Division of Novartis Services AG, Basle, Switzerland, or an affiliate thereof or a successor thereto, without direct communication from me.

Please address all communications to Michael W. Glynn, Novartis Corporation, Patent and Trademark Department, 564 Morris Avenue, Summit, NJ 07901-1027.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole
or first joint inventor

Jürg ZIMMERMANN

Inventor's signature

Jürg Zimmermann

Date

24. 11. 99
(day/month/year)

Residence

4053 Basel, Switzerland

Citizenship

Swiss

Post Office Address

Frobenstrasse 10
4053 Basel
Switzerland

IMPORTANT: Before this declaration is signed, the patent application (the specification, the claims and this declaration) must be read and understood by each person signing it, and no changes may be made in the application after this declaration has been signed.

Full name of second
joint inventor, if any

Bertrand SUTTER

Inventor's signature

Bertrand Sutter

Date

25 Nov 91
(day/month/year)

Residence

68220 Hésingue, France

Citizenship

French

Post Office Address

**6 rue des Pins
68220 Hésingue
France**

Full name of third
joint inventor, if any

Hans Michael BÜRGER

Inventor's signature

Hans Michael Bürger

Date

26. Nov. 91
(day/month/year)

Residence

4123 Allschwil, Switzerland

Citizenship

German

Post Office Address

**Maiengasse 28
4123 Allschwil
Switzerland**

Full name of fourth
joint inventor, if any

Inventor's signature

Date

(day/month/year)

Residence

Citizenship

Post Office Address



CASE 4-30096B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1621

JUERG ZIMMERMANN

Examiner: O'Sullivan, Peter G.

APPLICATION NO: 09/991,184

FILED: NOVEMBER 16, 2001

FOR: CRYSTAL MODIFICATION OF A N-PHENYL-2-PYRIMIDINEAMINE
DERIVATIVE, PROCESSES FOR ITS MANUFACTURE AND ITS
USE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST TO CORRECT INVENTORSHIP OF NON-PROVISIONAL APPLICATION
UNDER 37 CFR 1.48(b) AND (c)

Sir:

Applicant requests that the following names be removed as inventors to this
application:

Juerg Zimmermann, residing in Basel, Switzerland

Bertrand Sutter, residing in Hesingue, France

Hans M. Buerger, residing in Allschwil, Switzerland

The above-named inventors are being deleted because the inventors' invention is no
longer being claimed in this application.

In support of this request, the following is enclosed:

(a) an authorization to deduct any processing fee due from a deposit account.

Applicant requests that the following name be added as an inventor to this
application.

10/14/2005 DEMMANU2 00000015 190134 09991184

01 FC:1464

130.00 DA

*Position Wanted
Please enter in book
6/20/06*

Pekka Hayry, residing in Helsinki, Finland

The undersigned avers that the inventorship error occurred without deceptive intention on the part of the omitted inventor.


In support of this request, the following are enclosed:

- (a) A statement by Pekka Hayry indicating that the inventorship error occurred without deceptive intention on his part.
- (b) An authorization to deduct any processing fee due from a deposit account.

The substitute Declaration and Power of Attorney executed by Pekka Hayry was received by the USPTO on February 22, 2005.

Respectfully submitted,

Novartis
Corporate Intellectual Property
One Health Plaza, Building 104
East Hanover, NJ 07936-1080
(862) 778-7852


Oona A. Jackson
Attorney for Applicant
Reg. No. 48,152

Date: October 12, 2005